

Senate File 465 - Introduced

SENATE FILE _____
BY COMMITTEE ON STATE GOVERNMENT

(SUCCESSOR TO SSB 1227)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to leaves of absence for service in elective
2 office.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 1921SV 82
5 sc/es/88

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1 1 Section 1. Section 55.1, unnumbered paragraph 1, Code
1 2 2007, is amended to read as follows:
1 3 A person who is elected to a municipal, county, state, or
1 4 federal office shall, upon written application to the employer
1 5 of that person, be granted a leave of absence from regular
1 6 employment to serve in that office except where prohibited by
1 7 the federal law. The leave of absence may be granted without
1 8 pay ~~and, except that if a salaried employee takes leave~~
1 9 ~~without pay from regular employment for a portion of a pay~~
1 10 ~~period, the employee's salaried compensation for that pay~~
1 11 ~~period shall be reduced by the ratio of the number of days of~~
1 12 ~~leave taken to the total number of days in the pay period.~~
1 13 The leave of absence shall be granted without loss of net
1 14 credited service and benefits earned. This section shall not
1 15 be construed to require an employer to pay pension, health or
1 16 other benefits during the leave of absence to an employee
1 17 taking a leave of absence under this section.
1 18 Sec. 2. Section 55.1, unnumbered paragraph 3, Code 2007,
1 19 is amended to read as follows:
1 20 An employee shall not be prohibited from returning to
1 21 regular employment before the period expires for which the
1 22 leave of absence was granted. This section applies only to
1 23 employers which employ twenty or more full-time persons. ~~The~~
1 24 ~~leave of absence granted by this section need not exceed six~~
1 25 ~~years.~~ The leave of absence granted by this section does not
1 26 apply to an elective office held by the employee prior to the
1 27 election.

EXPLANATION

1 28
1 29 Current law provides that a leave of absence granted to a
1 30 person elected to a municipal, county, state, or federal
1 31 office need not exceed six years. This bill removes the
1 32 six-year limitation.
1 33 The bill also provides that if a salaried employee takes
1 34 leave without pay to serve in elected office the salaried
1 35 compensation for the pay period shall be reduced pro rata to
2 1 the number of days taken.
2 2 LSB 1921SV 82
2 3 sc:nh/es/88